

REMARKS

Claims 1, 4-7 and 9-13 are pending in the application. Claims 1, 4-7 and 9-13 have been rejected. Favorable consideration of this application is respectfully requested in view of the following remarks.

Claims 1, 4-7 and 9-13 have been provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 4, 7, 10-21 and 23 of copending application no. 10/482, 707 (the '707 application).

In response, a terminal disclaimer is submitted herewith disclaiming the term of any patent that issues from the present application that would extend beyond the expiry of the '707 application once it issues into a patent.

In view of the above, withdrawal of the rejection of claims 1, 4-7 and 9-13 on the ground of obviousness-type double patenting as being unpatentable over the claims 4, 7, 10-21 and 23 of the '707 application is respectfully requested.

If the Examiner believes a telephone conference would be of value, he is requested to call the undersigned at the number listed below.

Dated: July 22, 2010

Organon International Inc.
Patent Department
c/o Schering-Plough Corporation
2000 Galloping Hill Road
Kenilworth, New Jersey 07033-0530
K-6-1; MS 1990
Tel: (908) 298-2161
Fax: (908)-298-5388

Respectfully submitted,

By Susan Hess
Susan Hess
Registration No.: 37,350
Attorney For Applicant(s)